

UNITED STATES COURT OF APPEALS  
FOR THE NINTH CIRCUIT

**Form 14. Motion for Extension of Time**

Instructions for this form: <http://www.ca9.uscourts.gov/forms/form14instructions.pdf>

**9th Cir. Case Number(s)** 22-50093

**Case Name** United States v. Brinson

**Requesting Party Name(s)** United States

I am:

- The party requesting the extension.
- Counsel for the party or parties requesting the extension.

I request an extension of time to file a:

- Brief (*you must also complete the Declaration on page 3*)
- Motion to proceed in forma pauperis
- Motion for a certificate of appealability
- Response/opposition to a pending motion
- Reply to a response/opposition to a pending motion
- Certified Administrative Record
- Response to court order dated [ ]
- Other (*you must describe the document*)  
[ ]

The requested new due date is: March 30, 2023

I request the extension of time because (**cannot be left blank**):

(attach additional pages if necessary)

I was recently assigned this appeal by my office. Appellant previously moved for and received two 60-day extensions of time. The Court accepted appellant's late-filed brief on Feb. 7, 2023, but did not extend the government's existing Feb. 13 deadline. I entered my appearance on Feb. 7. This appeal involves nearly five years of litigation and a 434-page electronic record. A 45-day extension of time is needed to fully review and understand the record and brief the issues.

**Signature** s/ Rajesh R. Srinivasan

(use "s/[typed name]" to sign electronically-filed documents)

**Date** February 8, 2023

Feedback or questions about this form? Email us at [forms@ca9.uscourts.gov](mailto:forms@ca9.uscourts.gov)

**Recitals in criminal and immigration cases pursuant to Circuit Rule 27-8**  
*Complete this section for criminal or immigration cases.*

Previous requests for extension of time to file the document, including any request for a Streamlined Extension of Time under Circuit Rule 31-2.2(a) (*select one*):

- I have **NOT** filed a previous request to extend time to file the document.
- I have previously requested an extension of time to file the document.

This motion is my first request.

*(Examples: first, second)*

Bail/detention status (*select one*):

- The defendant is incarcerated. The projected release date is: N/A (life).
- The petitioner is detained.
- The defendant/petitioner in this criminal/immigration case is at liberty.

**Signature** s/ Rajesh R. Srinivasan

**Date** February 8, 2023

*(use "s/[typed name]" to sign electronically-filed documents)*

**Declaration in support of extension to file brief under Circuit Rule 31-2.2(b)**

*Complete this section if you are requesting an extension of time to file a brief.*

1. I request an extension of time to file the  answering brief.

*(Examples: opening, answering, reply, first cross-appeal)*

2. The brief's current due date is:  February 13, 2023

3. The brief's first due date was:  February 13, 2023

4. A more detailed explanation of why the extension of time to file the brief is necessary: *(Under Circuit Rule 31-2.2(b), a request for extension of time to file a brief must be "supported by a showing of diligence and substantial need" and a conclusory statement as to the press of business does not constitute such a showing. Attach additional pages if necessary.)*

See attached

5. The position of the other party/parties regarding this request is:

Unopposed.

Opposed by (*name of party/parties opposing this motion*):

Unknown. I am unable to verify the position of the other party/parties because:

6.  The court reporter is not in default with regard to any designated transcripts.

If the court reporter is in default, please explain:

7.  I have exercised diligence and I will file the brief within the time requested.

I declare under penalty of perjury that the foregoing is true and correct.

**Signature**  s/ Rajesh R. Srinivasan

**Date**  February 8, 2023

*(use "s/[typed name]" to sign electronically-filed documents)*

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## **Declaration Addendum**

### **4. A more detailed explanation of why the extension of time to file the brief is necessary:**

I was recently assigned this appeal by my office. Appellant previously moved for and received two 60-day extensions of time. The Court accepted appellant's late-filed brief on Feb. 7, 2023, but did not extend the government's existing Feb. 13 deadline. I entered my appearance on Feb. 7. This appeal involves nearly five years of litigation and a 434-page electronic record. A 45-day extension of time is needed to fully review and understand the record and brief the issues.